

12/06/99

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DOCKET NUMBER	ANTICIPATED CLASSIFICATION OF THIS APPLICATION:		PRIOR APPLICATION	
	CLASS	SUBCLASS	EXAMINER	ART UNIT
8076.85USC1	424	093.200	D. Guzo	1636

CERTIFICATE UNDER 37 CFR 1.10:

"Express Mail" mailing label number: EL435540452US

Date of Deposit: December 6, 1999

I hereby certify that this paper or fee is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Assistant Commissioner for Patents, Washington, D.C. 20231

By: *Linda McCormick*
Name:

Linda McCormick

 JC568 U.S. PTO
 09/454737
 12/06/99

CONTINUATION APPLICATION UNDER 37 C.F.R. § 1.53(b)

BOX PATENT APPLICATION
 Assistant Commissioner for Patents
 Washington, DC 20231

Dear Sir:

This is a request for filing a continuation application under 37 CFR § 1.53(b) of Serial No. 08/452,643, filed on May 25, 1995 entitled VIRAL RECOMBINANT VECTORS FOR EXPRESSION IN MUSCLE CELLS by the following inventor(s):

Full Name Of Inventor	Family Name PERRICAUDET	First Given Name MICHEL	Second Given Name
Residence & Citizenship	City 28320 ECROSNES	State or Foreign Country FRANCE	Country of Citizenship FRANCE
Post Office Address	Post Office Address 31, RUE DE CHARTRES	City 28320 ESCROSNES	State & Zip Code/Country FRANCE
Full Name Of Inventor	Family Name BRIAND	First Given Name PASCALE	Second Given Name
Residence & Citizenship	City 75015 PARIS	State or Foreign Country FRANCE	Country of Citizenship FRANCE
Post Office Address	Post Office Address 10, RUE DU DOCTEUR ROUX	City 75015 PARIS	State & Zip Code/Country FRANCE
Full Name Of Inventor	Family Name STRATFORD-PERRICAUDET	First Given Name LESLIE	Second Given Name
Residence & Citizenship	City 28320 ECROSNES	State or Foreign Country FRANCE	Country of Citizenship FRANCE
Post Office Address	Post Office Address 31, RUE DE CHARTRES	City 28320 ECROSNES	State & Zip Code/Country FRANCE

1. ☒ Enclosed is a copy of the prior application; including the specification, claims, drawings, oath or declaration showing the applicant's signature, and any amendments referred to in the oath or declaration filed to complete the prior application. (It is noted that no amendments referred to in the oath or declaration filed to complete the prior application introduced new matter therein.) The continuing application is as follows: 10 pages of specification, 9 claims, 1 pages of abstract, 1 sheets of drawings, and 8 pages of oath or declaration. Also enclosed is a copy of the English Translation of the of the prior application and verification.
- ☒ The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

2. ☒ Cancel original claims 2-9 of this application without prejudice before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
3. ☒ The filing fee is calculated below:

CLAIMS AS FILED

NUMBER FILED	NUMBER EXTRA		RATE	FEE
TOTAL CLAIMS: 7 -20	0	x	\$18.00	\$0.00
INDEPENDENT CLAIMS 2 -3	0	x	\$78.00	\$0.00
			BASIC FILING FEE:	\$760.00
			TOTAL FILING FEE:	\$760.00

☐ A Verified Statement that this filing is by a small entity is already filed in the prior application.

☐ A Verified Statement that this filing is by a small entity is attached.

4. ☒ Payment of fees:
☒ Attached is a check in the amount of \$760.00.
☐ Please charge Deposit Account No. 13-2725.

5. ☒ The Commissioner is hereby authorized to charge any additional fees as set forth in 37 CFR §§ 1.16 to 1.18 which may be required by this paper or credit any overpayment to Account No. 13-2725.

6. ☒ Amend the specification by inserting before the first line the sentence:

"This application is a Continuation of application Serial No. 08/452,643, filed May 25, 1995, which is a File Wrapper Continuation of 08/070,325 filed October 4, 1993 (now abandoned) which is a 371 of PCT application Serial No. FR92/00898, filed on September 25, 1992 which application(s) are incorporated herein by reference."

7. ☒ A set of formal drawings (1 sheets) is enclosed.
8. ☒ Priority of application Serial No. 9111947, filed on September 27, 1991 in France, is claimed under 35 U.S.C. 119.
- ☐ The certified copy has been filed in prior application Serial No. , filed.
9. ☒ The prior application is assigned of record to Centre National de la Recherche Scientifique located at Paris, France.
10. ☒ The Power of Attorney in the prior application is to:

Merchant & Gould P.C.
3100 Norwest Center
90 South Seventh Street
Minneapolis, MN 55402-4131

11. ☒ A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)
- ☐ Fee for excess claims is attached.
12. ☐ A petition and fee has been filed to extend the term in the prior application until _____. A copy of the petition for extension of time in the prior application is attached.
13. ☐ The inventor(s) in this application are less than those named in the prior application and it is requested that the following inventors identified above for the prior application be deleted:
14. ☐ Also Enclosed:
15. ☒ Address all future communications to the **Attention of Mark T. Skoog** (may only be completed by attorney or agent of record) at the address below.
16. ☒ A return postcard is enclosed.

Respectfully submitted,

Merchant & Gould P.C.
3100 Norwest Center
90 South Seventh Street
Minneapolis, MN 55402
612/332-5300

Mark T. Skoog
Mark T. Skoog
Reg. No. 40,178
MTS:PSTslc

Dated: Dec 6, 1999